

# In the Supreme Court of the State of Alaska

Sallyanne M. Butts,  
Appellant,

v.

State of Alaska,  
Appellee.

Supreme Court No. S-17283

## Order Rejecting Reply Brief

Date of Order: 9/24/19

Trial Court Case No. 17-023

Reply brief, filed on 9/9/19, is rejected for the following reasons specified by the law clerk who reviewed the brief for technical compliance with Appellate Rules 210 and 212.

**1. The reply brief contains the wrong table of contents and thus is not in compliance with Appellate Rule 212(c)(1)(A). It appears that the table of contents from the reply brief is the same one that is used for the initial appellant's brief. As such, it contains references to arguments in the reply brief that are not present (they are in the appellant's brief), and it does not contain references to the argument headings in the reply brief.**

**2. The reply brief contains the wrong Table of Authorities and thus is not in compliance with Appellate Rule 212(c)(1)(B). The Table of Authorities used in the reply brief appears to be the one used for the appellant's brief. The following issues have been noted with this table:**

**a. It contains references to the wrong page numbers and includes authorities that are not used in the reply brief.**

**b. Since a new Table of Authorities is needed, the appellant should take the opportunity to fix another problem with this table. The party has listed the cases by jurisdiction. All the cases should be in one table in alphabetical order.**

**c. The "Laws, Rules, and Regulations" are not listed in alphabetical/numerical order.**

**d. "AS 23.30,010" should be "AS 23.30.010"**

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**3. There are some factual assertions in the brief that are not supported by a citation to the excerpt or record in violation of Appellate Rule 212(c)(1)(I).**

**a. P. 4: “Ms. Butts did incur harm during medical treatment ....”**

**4. There are some legal assertions in the brief that are not supported by a citation to appropriate authority in violation of Appellate Rule 212(c)(1)(I).**

**a. P. 4: “Unfortunately for her, it was not as black and white ....” Need citation to Ribar.**

**5. The reply brief does not comply with Appellate Rule 513.5(b)(3). The argument at the top of page 12 is single-spaced, not double-spaced, as required by the rule.**

The original and one copy of the corrected brief, and the excerpt, with proof of service, are due on or before **10/7/19**.

Entered under Appellate Rule 102(f).

Clerk of the Appellate Courts

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Ryan Montgomery-Sythe, Chief Deputy  
Clerk

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